Michael W. Armstrong (SBN 87799) 1 NOLAN, ARMSTRONG & BARTON, LLP 2 600 University Avenue EÒËZSÒÖÆÄJEFHEFCE Palo Alto, CA 94301 3 Tel. (650) 326-2980 Fax (650) 326-9704 4 Counsel for Defendant Keven Yang 5 6 UNITED STATES DISTRICT COURT 7 FOR THE NORTHERN DISTRICT OF CALIFORNIA 8 SAN JOSE DIVISION 9 10 11 UNITED STATES, Case No. CR 11-00472 RMW 12 Plaintiff, STIPULATION AND [] **ORDER TO CONTINUE STATUS** 13 **HEARING** v. 14 September 17, 2012 Date: 15 KEVEN CHEN CHIEH YANG, 9:00 a.m. Time: Court: The Hon. Ronald M. Whyte 16 Defendant. 17 18 It is hereby stipulated between the parties, Michael W. Armstrong, attorney for defendant, 19 Keven Yang, and Amber Rosen, Assistant United States Attorney for the United States of 20 America, that the presently scheduled status hearing of September 17, 2012 be rescheduled to 21 Monday, October 22, 2012 at 9:00 a.m. before the Honorable Ronald M. Whyte. 22 Defendant's counsel, Michael W. Armstrong, is unavailable on September 17, 2012 due to 23 his presence at a jury trial in San Mateo County Superior Court, Case No. SC075607, in which he 24 represents the defendant. The next date available to both counsel for the status hearing in the 25 instant case is October 22, 2012. 26 The parties agree that the time between September 17, 2012 through October 22, 2012 is 27 properly excluded pursuant to the Speedy Trial Act, Title 18 United States Code, sections 28

STIPULATION AND ORDER TO CONTINUE STATUS HEARING; CASE NO. CR 11-00472 RMW

## Case 5:11-cr-00472-RMW Document 30 Filed 09/13/12 Page 2 of 2

1	3161(h)(7)(A) and 3161(h)(7)(B)(iv) in the interests of justice.	
2	SO STIPULATED:	
3	N	IOLAN, ARMSTRONG & BARTON
4		
5	Dated: September 12, 2012	/0/
6		/s/ MICHAEL W. ARMSTRONG
7		Attorney for Defendant KEVEN YANG
8 9	II	MELINDA HAAG United States Attorney
10		
11	Dated: September 12, 2012	/s/
12	II	AMBER ROSEN Assistant United States Attorney
13		
14	ORDER	
15	For the foregoing reasons, the Court continues the next status conference in this case from	
16	September 17, 2012 to October 22, 2012 at 9:00 a.m. For the reasons stated above, the Court	
17	further finds that the ends of justice served by granting the requested continuance outweigh the	
18	best interests of the public and the defendant in a speedy trial. See U.S.C. § 3161(h)(7)(A) and	
19	3161(h)(8)(7)(iv). Accordingly, time shall be excluded from September 17, 2012 through October	
20	22, 2012.	
21		
22	SO ORDERED.	and I had t
23	Dated: September FH, 2012	nald M. Whyte
24	THE HONORABLE RONALD M. WHYTE U.S. DISTRICT COURT JUDGE	
25		
26		
27		
28		